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13 **UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

14 **In re:**

15 **PG&E CORPORATION**

16 **-and-**

17 **PACIFIC GAS AND ELECTRIC
COMPANY,**

18 **Debtors.**

- 19 Affects PG&E Corporation
20 Affects Pacific Gas and Electric Company
21 Affects both Debtors

22 *All papers shall be filed in the Lead Case,
23 No. 19-30088 (DM)

Bankruptcy Case
No. 19-30088 (DM)

Chapter 11
(Lead Case)
(Jointly Administered)

**EX PARTE MOTION OF THE
OFFICIAL COMMITTEE OF TORT
CLAIMANTS PURSUANT TO B.L.R.
9006-1 REQUESTING ORDER
SHORTENING TIME FOR HEARING
ON MOTION PURSUANT TO 11 U.S.C.
§§ 105(a), 501 AND FED. R. BANKR. P.
3001(a), 3003(c), 5005 AND 9007 FOR
ENTRY OF AN ORDER
(I) ESTABLISHING A BAR DATE FOR
FILING FIRE CLAIMS,
(II) APPROVING THE FORM AND
PROCEDURES FOR NOTICE OF THE
BAR DATE FOR FIRE CLAIMS, AND
(III) APPROVING SUPPLEMENTAL
PROCEDURES FOR NOTICE OF THE
BAR DATE TO FIRE CLAIMANTS**

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27 Related Document: Dkt. No. 2297
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[No hearing requested]

1 The Official Committee of Tort Claimants (hereafter, the “**TCC**”) in the above-captioned
2 chapter 11 cases (the “**Chapter 11 Cases**”) of PG&E Corporation and Pacific Gas and Electric
3 Company (collectively, the “**Debtors**” or “**PG&E**”), hereby submits this Motion (the “**Motion to**
4 **Shorten**”), pursuant to Rule 9006-1 of the Bankruptcy Local Rules for the United States
5 Bankruptcy Court for the Northern District of California (the “**Bankruptcy Local Rules**”), for
6 entry of an order shortening time for a hearing on the TCC’s motion to establish a bar date for filing
7 fire claims and approving the TCC’s notice procedures (Dkt. No. 2297) (the “**TCC Motion**”). In
8 support of this Application, the TCC submits the Declaration of Eric Goodman (the “**Goodman**
9 **Declaration**”) filed contemporaneously herewith. A proposed form of order granting the relief
10 requested herein is annexed hereto as **Exhibit A** (the “**Proposed Order**”).

11 MEMORANDUM OF POINTS AND AUTHORITIES

12 I. JURISDICTION

13 The Court has jurisdiction to consider this matter pursuant to 28 U.S.C. §§ 157 and 1334,
14 the Order Referring Bankruptcy Cases and Proceedings to Bankruptcy Judges, General Order 24
15 (N.D. Cal.), and Bankruptcy Local Rule 5011-1(a). This is a core proceeding pursuant to 28 U.S.C.
16 § 157(b). Venue is proper before the Court pursuant to 28 U.S.C. §§ 1408 and 1409.

17 II. BASIS FOR RELIEF SOUGHT

18 Pursuant to Bankruptcy Local Rule 9014-1(c)(2), a hearing on the TCC Motion requires at
19 least twenty-one (21) days’ notice of an opportunity for a hearing. Bankruptcy Local
20 Rule 9006-1(a) provides that, except as set forth therein, “approval of the Court is required to
21 enlarge or to shorten time to perform any act or file any paper pursuant to the Federal Rules of Civil
22 Procedures, the Bankruptcy Rules, or these Bankruptcy Local Rules.” B.L.R. 9006-1(a).

23 The Court’s approval is warranted here. PG&E filed a motion (Dkt. No. 1784) (the “**PG&E**
24 **Motion**”) to establish September 16, 2019 at the bar date for filing Fire Claims, and for the approval
25 of PG&E’s claim form for fire victims and related notice procedures. As set forth in the TCC’s
26 Objection (Dkt. No. 2306) (the “**Objection**”) to the PG&E Motion, and the Declarations filed in
27 support thereof, PG&E’s early bar date, when combined with its unduly complex claim form and
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1 minimalist noticing procedures, will necessarily have the effect of excluding thousands of
2 unrepresented victims, including those recovering from the aftermath of the 2018 Camp Fire.

3 The PG&E Motion is scheduled to be heard on June 11, 2019 at 9:30 a.m. (Pacific Time).
4 Also scheduled to be heard on June 11, 2019 at 9:30 a.m. (Pacific Time) is the TCC's motion to
5 approve the TCC's model proof of claim form for fire victims (Dkt. No. 1824) (the "**TCC's Claim**
6 **Form Motion**"). But, the TCC Claim Form Motion does not seek approval of notice procedures
7 or ask the Court to establish a bar date.

8 To address this, the TCC has filed the TCC Motion, asking the Court to approve the TCC's
9 notice plan and establish January 31, 2020 as the bar date for filing Fire Claims. The TCC proposes
10 a robust notice plan designed to reach victims of the 2018 Camp Fire and maximize creditor
11 participation in the Chapter 11 Cases. And, the TCC is proposing a bar date that will give victims
12 of the 2018 Camp Fire sufficient time to file proofs of claim.

13 The TCC believes that it is important for the Court to consider PG&E's proposal and the
14 TCC's proposal at the same time on June 11, 2019. To this end, the TCC requests that notice be
15 shortened to permit the TCC's Motion to be heard on June 11, 2019, at 9:30 a.m. (Pacific Time).

16 As stated in the Goodman Declaration, as of the filing of this Motion to Shorten, the Debtors
17 do not object to the TCC Motion being heard on June 11, 2019, at 9:30 a.m. (Pacific Time), subject
18 to an objection deadline of June 10, 2019, at 4:00 p.m. (Pacific Time).

19 **III. NOTICE**

20 Notice of this Motion to Shorten will be provided to (i) the Debtors, c/o PG&E Corporation
21 and Pacific Gas and Electric Company, PO Box 770000, 77 Beale Street, San Francisco, CA 94105
22 (Attn: Janet Loduca, Esq.); (ii) Weil, Gotshal & Manges LLP, 767 Fifth Avenue, New York, New
23 York 10153 (Attn: Stephen Karotkin, Esq., Jessica Liou, Esq., and Matthew Goren, Esq.), proposed
24 attorneys for the Debtors; (iii) Keller & Benvenutti LLP, 650 California Street, Suite 1900, San
25 Francisco, CA 94108 (Attn: Tobias Keller, Esq. and Jane Kim, Esq.), proposed attorneys for the
26 Debtors; (iv) Stroock & Stroock & Lavan LLP, 180 Maiden Lane, New York, NY 10038-4982
27 (Attn: Kristopher M. Hansen, Esq., Erez E. Gilad, Esq., and Matthew G. Garofalo, Esq.) and 2029
28 Century Park East, Los Angeles, CA 90067-3086 (Attn: Frank A. Merola, Esq.), as counsel for the

1 administrative agent under the Debtors' debtor-in-possession financing facility; (v) Davis Polk &
2 Wardwell LLP, 450 Lexington Avenue, New York, NY 10017 (Attn: Eli J. Vonnegut, Esq., David
3 Schiff, Esq., and Timothy Graulich, Esq.), as counsel for the collateral agent under the Debtors'
4 debtor-in-possession financing facility; (vi) Paul, Weiss, Rifkind, Wharton & Garrison LLP, 1285
5 Avenue of the Americas, New York, NY 10019-6064 (Attn: Alan W. Kornberg, Esq., Brian S.
6 Hermann, Esq., Walter R. Rieman, Esq., Sean A. Mitchell, Esq., and Neal P. Donnelly, Esq.), as
7 counsel to the California Public Utilities Commission; (vii) the Office of the United States Trustee
8 for Region 17, 450 Golden Gate Avenue, 5th Floor, Suite #05-0153, San Francisco, CA 94102
9 (Attn: James L. Snyder, Esq. and Timothy Laffredi, Esq.); (viii) U.S. Nuclear Regulatory
10 Commission, Washington, DC 20555-0001 (Attn: General Counsel); (ix) U.S. Department of
11 Justice, 1100 L Street, NW, Room 7106, Washington DC 20005 (Attn: Danielle A. Pham, Esq.,)
12 as counsel for United States on behalf of the Federal Energy Regulatory Commission; (x) Milbank
13 LLP, 55 Hudson Yards, New York, NY 10001-2163 (Attn: Dennis F. Dunne, Esq. and Sam A.
14 Khalil, Esq.) and 2029 Century Park East, 33rd Floor, Los Angeles, CA 90067 (Attn: Paul S.
15 Aronzon, Esq., Gregory A. Bray, Esq., and Thomas R. Kreller, Esq.), as counsel for the Official
16 Committee of Unsecured Creditors; and (xi) those persons who have formally appeared in these
17 Chapter 11 Cases and requested service pursuant to Bankruptcy Rule 2002. The TCC respectfully
18 submits that no further notice is required.

19 No previous request for the relief sought herein has been made by the TCC to this or any
20 other court.

21 **WHEREFORE**, the TCC respectfully requests entry of an order granting the Motion to
22 Shorten, and such other and further relief as the Court may deem just and appropriate.

23 Dated: May 31, 2019

24 BAKER & HOSTETLER LLP

25 By: /s/ Eric Goodman

26 *Attorneys for The Official Committee of Tort
27 Claimants*

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